

DALY, CROWLEY, MOFFORD & DURKEE, LLP354A TURNPIKE STREET - SUITE 301A
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Date: November 13, 2006

To: Commissioner for Patents**From: Paul D. Durkee, Esq.****Examiner: Ramy M. Osman****Group Art: 2157****Company: U.S. PTO****Facsimile Number: 571-273-8300****Telephone Number:****MESSAGE**

RE: U.S. Patent Application of Stephen M. Howard, et al.
Entitled: Data Backup System Having A Flexible Restore Architecture
Filed on: January 25, 2001
U.S. Appl. No.: 09/769,604
Our Ref. No.: EMC-002PUS

PLEASE CONFIRM RECEIPT OF THIS FACSIMILE TRANSMISSION.**THANK YOU.****STATEMENT OF CONFIDENTIALITY**

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PTOL-413A (09-06)
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Applicant Initiated Interview Request Form

Application No.: 09/769,604 First Named Applicant: Stephen M. Howard
Examiner: Ramy M. Osman Art Unit: 2157 Status of Application: Pending

Tentative Participants:

(1) Paul D. Durkee (2) Ramy M. Osman
(3) (4)

Proposed Date of Interview: November 15, 2006 Proposed Time: 10:00 (AM/PM)

Type of Interview Requested:

(1) ☒ Telephonic (2) ☐ Personal (3) ☐ Video Conference

Exhibit To Be Shown or Demonstrated: ☐ YES ☒ NO
If yes, provide brief description:

Issues To Be Discussed

Issues (Rej., Obj., etc)	Claims/ Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) Rej	1, all	Art Rodriguez	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) Rej	all		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3)			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4)			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Continuation Sheet Attached					

Brief Description of Arguments to be Presented:

Discuss prior art rejections
Discuss claim language to address Examiner's concerns
regarding broad interpretation of claim language

An interview was conducted on the above-identified application on
NOTE: This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

Applicant/Applicant's Representative Signature

Paul D. Durkee, Esq.

Examiner/SPE Signature

Typed/Printed Name of Applicant or Representative

41,003

Registration Number, if applicable

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comment on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.